

QUÉBEC PORT AUTHORITY

NOTICE NQ-9 PAYMENT TERMS AND PENALTIES FOR UNPAID FEES

Effective date

January 1, 2019

This notice is adopted and issued under the [Canada Marine Act](#), Chapter 10, 46-47 Elizabeth II, 1997-1998, pursuant to the powers granted by the latter.

The payment terms and penalties for unpaid fees apply to any outstanding amounts due to the Québec Port Authority (hereinafter referred to as "the Authority"). These fees are applied to recover expenses incurred for administrative follow-up on unpaid fees and are paid by the person who has not settled the unpaid fees.

1. GENERAL

- a) This notice may be cited as: **Payment Terms and Penalties for Unpaid Fees.**
- b) The fees provided for in this notice are in addition to any other fees provided for in other notices or which may be due to the Authority contractually or otherwise.
- c) The Authority acts as an agent of Her Majesty in right of Canada for the purposes of this notice.
- d) The rights provided for in this notice are binding on Her Majesty in right of Canada or a province.

2. DEFINITIONS

In this notice, the expression:

- a) **"Authority"** means the Québec Port Authority as defined in the Canada Marine Act, its letters patent issued on May 1, 1999, and its issued or upcoming supplementary letters patent;
- b) **"Fees"** has the same meaning as defined in Section 2 of the Canada Marine Act (excluding Section 2 c), including but not limited to the following: the Port Fee Schedule (Q-4), the Berthage and Mooring Fee Schedule (NQ-1), the Wharfage Fee Schedule (NQ-2), the Rail Fee Schedule (NQ-3), the Port Service Fee Schedule (NQ-4), the Utility Fee Schedule (NQ-5), the Passenger and Other Cruise Services Fee Schedule (NQ-6), the Marina Fee Schedule (NQ-7), the Short-term Rental Fee Schedule for Hangars and Stacking Areas (NQ-8), the Safety and Security Fee Schedule (NQ-10), and the Environmental Protection Fee Schedule (NQ-11), which are imposed pursuant to the Authority's policies or notices in effect or that will come into effect and their amendments.

3. CALCULATION OF FEES

- a) When the Fees provided for in the various notices concerned are not paid within the prescribed period, the Authority may charge interest at 1.5% per month, to a maximum of 19.56% per year, billed monthly and cumulatively, on any outstanding amount. Interest is calculated from the day following the end of the allocated payment period and is capitalized monthly.
- b) Where applicable, the fees provided for in the notices are debt obligations within the meaning of the Canada Marine Act.

4. ORDER OF PRECEDENCE

In the event that there is a contract that specifically deals with the payment of Fees and that is prior to the effective date of these notices, the terms of such contract will prevail.